

1 Guido Saveri (22349)
guido@saveri.com
2 R. Alexander Saveri (173102)
rick@saveri.com
3 Geoffrey C. Rushing (126910)
grushing@saveri.com
4 Cadio Zirpoli (179108)
cadio@saveri.com
5 SAVERI & SAVERI, INC.
706 Sansome Street
6 San Francisco, CA 94111
Telephone: (415) 217-6810
7 Facsimile: (415) 217-6813

8 *Interim Lead Counsel for the Direct Purchaser*
9 *Plaintiffs*

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 IN RE: CATHODE RAY TUBE (CRT)
15 ANTITRUST LITIGATION

Master File No. 3:07-cv-05944 SC
MDL No. 1917

16 This Documents Relates To:
17 Direct Purchaser Class Action only
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER APPROVING
PAYMENT OF EXPENSES FROM
CHUNGHWA SETTLEMENT FUND

[PROPOSED] ORDER APPROVING PAYMENT OF EXPENSES FROM
CHUNGHWA SETTLEMENT FUND

Master File No.: 3:07-cv-05944 SC, MDL No. 1917

1 WHEREAS, Direct Purchaser Class Plaintiffs ("DPPs") and Defendant Chunghwa Picture
2 Tubes, Ltd. ("Chunghwa") entered into a settlement agreement as of July 27, 2009;

3 WHEREAS, among other things, the settlement required Chunghwa to pay the DPPs
4 \$10,000,000 in return for a release of claims;

5 WHEREAS, in addition, the settlement agreement provides:

6 Following final approval of this Agreement by the Court, Class Counsel may use, subject to
7 prior approval of the Court, up to \$500,000 of the Settlement Fund for expenses incurred or
8 to be incurred for the prosecution of the action on behalf of the Class against non-settling
defendants.

9 Chunghwa Settlement Agreement, ¶19(c).

10 WHEREAS, the settlement was preliminarily approved by the Court on May 3, 2012.
11 (Order Granting Settlement Class Certification and Preliminary Approval of Class Action
12 Settlement With CPT and Philips) (Dkt. No. 1179);

13 WHEREAS, the notice of the settlement given to the class provided (at page 5), *inter alia*:
14 Finally, the settlement provides that \$500,000 of the \$10 million settlement fund, subject to
15 Court approval, may be used to pay expenses incurred in the litigation for prosecution of
the action on behalf of the Settlement Class against non-settling defendants.

16 WHEREAS, after notice of the terms of the settlement was given to the Class as ordered by
17 the Court, the Court finally approved the settlement on October 19, 2012. (Order Granting Final
18 Approval of Class Action Settlements with CPT and Philips) (Dkt. No. 1362);

19 WHEREAS, the Order Granting Final Approval of Class Action Settlements with CPT and
20 Philips is now final.

21 IT IS HEREBY ORDERED that:

22 Interim Lead Counsel for the DPPs may withdraw up to \$500,000 from the Chunghwa
23 Settlement Fund Escrow Account to pay expenses incurred in this litigation. The balance of the

24 //

25 //

26 //

27 //


28 //

[PROPOSED] ORDER APPROVING PAYMENT OF EXPENSES FROM CHUNGHWA
SETTLEMENT FUND

1 settlement fund shall remain in the escrow account to be distributed upon further Court Order.
2 Interim Lead Counsel for the DPPs shall provide the Court with an accounting of all expenses paid.
3

4 **IT IS SO RECOMMENDED.**

5
6 Dated: December 11, 2012


7 Hon. Charles A. Legge (Ret.)
8 Special Master

9 **IT IS SO ORDERED UPON THE RECOMMENDATION OF THE SPECIAL MASTER**

10
11 Dated: December 27, 2012


12 Hon. Samuel A. Conti
13 UNITED STATES DISTRICT JUDGE

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
13 CrL578